

Rec'd PCT/PTO 30 AUG 2002

JIM
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U.S. PATENT & TRADEMARK OFFICE

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Arlington, VA 22202, on the date appearing below.

ELI LILLY AND COMPANY

By YSR Roades

Date

8-23-02

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Lihua Huang et al.)
Serial No. : 09/763,153)
Filed : June 1, 1999)
For : HUMAN PROTEIN C POLYPEPTIDE) Examiner:
Docket No. : X-12279) Kaya Lewis
) Baltimore

PETITION TO REVIVE UNDER 37 C.F.R. §1.137 (b)

Attention: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Arlington, VA 22202

Sir:

The above-identified application was abandoned for failure to prosecute. Applicants respectfully state that the delay was unintentional and petition that the application be revived and reinstated as a pending application. Applicants further state that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional.

A proposed response accompanies this petition.

Please charge the amount of \$1,280 [the fee under 1.17(m)] to cover the cost of this Petition and charge any additional fees which may be required by this or any other related paper, or credit any overpayment to Deposit Account No. 05-0840]. An original and two copies of this paper are enclosed.

Serial No. 09/763,153

Applicants request favorable action on this
petition.

Respectfully submitted,

Lynn D. Apelgren

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Eli Lilly and Company
Patent Division
P.O. Box 6288
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Aug 5, 2002



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
www.uspto.gov

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|---|--------------------------------------|-----------------------------|
| U.S. APPLICATION NUMBER NO 09/763,153 | FIRST NAMED APPLICANT Lihua Huang | ATTY. DOCKET NO X-12279 |
| INTERNATIONAL APPLICATION NO. PCT/US99/11969 | | |
| I.A. FILING DATE 06/01/1999 | | PRIORITY DATE 06/01/1998 |

Brian P Barrett ✓
 Eli Lilly And Company
 Lilly Corporate Ct
 Bldg 74/10 Drop Code 1104
 Indianapolis, IN 46285-0002

Due - 7-21-02

CONFIRMATION NO. 3455
 371 FORMALITIES LETTER



OC00000008297778

Date Mailed: 06/21/2002

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee
- Priority Document
- Biochemical Sequence Diskette
- Biochemical Sequence Listing
- Copy of IPE Report
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):

- A copy of the "Sequence Listing" in computer readable form has been submitted. The content of the computer readable form, however, does not comply with the requirements of 37 CFR 1.822 and/or 1.832, as indicated on the attached marked-up copy of the "Raw Sequence Listing."
- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 CFR 1.825(d).

- APPLICANT MUST PROVIDE:
 - An initial or substitute computer readable form (CRF) of the "Sequence Listing."
 - An initial or substitute paper copy or compact disc of the "Sequence Listing," as well as an amendment directing its entry into the specification.
- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:
 - For Rules Interpretation, call (703) 308-4216
 - To Purchase PatentIn Software, call (703) 306-2600
 - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov
- A copy of the "Sequence Listing" in computer readable form has been submitted. The content of the computer readable form, however, does not comply with the requirements of 37 CFR 1.822 and/or 1.832, as indicated on the attached marked-up copy of the "Raw Sequence Listing."
- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 CFR 1.825(d).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAYA L LEWIS BALTIMORE

Telephone: (703) 305-3695

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO | INTERNATIONAL APPLICATION NO | ATTY DOCKET NO. |
|----------------------------|------------------------------|-----------------|
| 09/763,153 | PCT/US99/11969 | X-12279 |

FORM PCT/DO/EO/916 (371 Formalties Notice)